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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

**NANCY WEBER**, individually,

Plaintiff,

v.

**USAA CASUALTY INSURANCE  
COMPANY**; DOES 1 through X, and  
ROE CORPORATIONS I through X;  
inclusive,

Defendant.

Civil Action No 2:22-cv-00696-GMN-EJY

**STIPULATION AND ORDER TO  
DISMISS PLAINTIFF'S SECOND  
AND THIRD CAUSES OF ACTION  
AND REQUEST FOR PUNITIVE  
DAMAGES AND ATTORNEY'S  
FEES WITH PREJUDICE**

1 Defendant USAA Casualty Insurance Company (“USAA CIC”) and Plaintiff Nancy  
2 Weber (“Weber” and collectively with USAA CIC referred to as the “Parties”) stipulate  
3 and agree to as follows:

4 USAA CIC filed a Motion to Dismiss Plaintiff’s Second and Third Causes of Action  
5 and Request for Exemplary/Punitive Damages and Attorneys Fees on Aril 5, 2022 (the  
6 “Motion”) (ECF No. 5). After USAA CIC filed the Motion, Weber agreed to dismiss her  
7 second and third cause of action and her request for exemplary damages and attorney’s  
8 fees *with prejudice*. As such, the Parties agree: (1) Weber’s only remaining cause of action  
9 is her first cause of action, for breach of contract and (2) USAA CIC’s Motion to Dismiss  
is now moot.

10 The Parties further agree that USAA CIC shall answer Weber’s remaining cause of  
11 action by May 31, 2022.

12  
13 Dated this 16<sup>th</sup> day of May, 2022.

14 **VANNAH & VANNAH**

**SPENCER FANE LLP**


15 By: /s/ John B. Greene  
16 John B. Greene, Esq.  
17 Nevada Bar No. 004279  
18 *Attorney for Plaintiff*

By: /s/ Mary Bacon  
Mary E. Bacon, Esq.  
NV Bar No. 12686  
*Attorneys for USAA Casualty  
Insurance Company*

19 **IT IS SO ORDERED.**

20 **IT IS FURTHER ORDERED** that the Motion to Dismiss, (ECF No. 5), filed by  
21 Defendants United Services Automobile Association and United States Automobile  
22 Association is **DENIED as moot**.

23 Dated this 18 day of May, 2022.

24  
25   
26 Gloria M. Navarro, District Judge  
27 UNITED STATES DISTRICT COURT  
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